

Plaintiff's Name ANTHONY BARRA

~~0000~~ Inmate No. BX1356

Address MULE CREEK STATE PRISON
IONE CA, 409020

FILED

JAN 31 2025

CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT

DEPUTY CLERK

FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTHONY BARRA

(Name of Plaintiff)

1:24-cv-00966-BAM(PC)

(Case Number)

vs.

AMENDED CIVIL RIGHTS COMPLAINT UNDER:

☒ 42 U.S.C. 1983 (State Prisoner)

☐ Bivens Action [403 U.S. 388 (1971)] (Federal Prisoner)

CHAPLIN MAY,
SGT. WEST (DEPUTY SGT)

RECEIVED

JAN 31 2025

CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY _____
DEPUTY CLERK

I. Previous Lawsuits (list all other previous or pending lawsuits on additional page):

A. Have you brought any other lawsuits while a prisoner? Yes X No _____

B. If your answer to A is yes, how many? 1

Describe previous or pending lawsuits in the space below. (If more than one, attach additional page to continue outlining all lawsuits in same format.)

1. Parties to this previous lawsuit:

Plaintiff ANTHONY BARRA

Defendants TULARE COUNTY SHERIFFS OFFICE

2. Court (if Federal Court, give name of District; if State Court, give name of County)

TULARE COUNTY

3. Docket Number 1:24-cv-00966-BAM(PC)

4. Assigned Judge BARBARA A. MCAULIFFE

5. Disposition (Was the case dismissed? Appealed? Is it still pending?)

I DISMISSED THE SUITE

II. Exhaustion of Administrative Remedies

NOTICE: Pursuant to the Prison Litigation Reform Act of 1995, "[n]o action shall be brought with respect to prison conditions under [42 U.S.C. § 1983], or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." 42 U.S.C. § 1997e(a). Prior to filing suit, inmates are required to exhaust the available administrative remedy process, *Jones v. Bock*, 549 U.S. 199, 211, 127 S.Ct. 910, 918-19 (2007); *McKinney v. Carey*, 311 F.3d 1198, 1999 (9th Cir. 2002), and neither futility nor the unavailability of money damages will excuse the failure to exhaust, *Porter v. Nussle*, 534 U.S. 516, 524, 122 S.Ct. 983, 988 (2002). If the court determines that an inmate failed to exhaust prior to filing suit, the unexhausted claims will be dismissed, without prejudice. *Jones*, 549 U.S. at 223-24, 127 S.Ct. at 925-26.

A. Is there an inmate appeal or administrative remedy process available at your institution?

Yes ☒ No ☐

B. Have you filed an appeal or grievance concerning ALL of the facts contained in this complaint?

Yes ☒ No ☐

C. Is the process completed?

Yes ☒ If your answer is yes, briefly explain what happened at each level.

THEY DENIED ME AT EVERY LEVEL

No ☐ If your answer is no, explain why not.

III. Defendants

List each defendant's full name, official position, and place of employment and address in the spaces below. If you need additional space please provide the same information for any additional defendants on separate sheet of paper.

A. Name CHAPLIN MAY is employed as CHAPLIN
Current Address/Place of Employment BOB WILEYS DETENTION FACILITY

B. Name SGT. WEST is employed as SERGEANT (DEPUTY)

Current Address/Place of Employment BOB WILEYS DETENTION FACILITY

C. Name _____ is employed as _____

Current Address/Place of Employment _____

D. Name _____ is employed as _____

Current Address/Place of Employment _____

E. Name _____ is employed as _____

Current Address/Place of Employment _____

IV. Causes of Action (You may attach additional pages alleging other causes of action and the facts supporting them if necessary. Must be in same format outlined below.)

Claim 1: The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.):

MY FREEDOM TO PERFORM AND EXERCISE MY RELIGION
HAS BEEN VIOLATED.

Supporting Facts (Include all facts you consider important to Claim 1. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, *by name*, did to violate the right alleged in Claim 1.):

ON 8/31/2023 THE CHAPLIN (MAY) CAME TO UNIT 31 AT BOB WILEYS DETENTION
FACILITY IN VISALIA CA, 93291 AND I ASKED TO HAVE A SATANIC BIBLE, A
RELIGIOUS PENTAGRAM IN WHICH I CAN PERFORM MY PRAYERS OF THE LEFT HAND
PATH. HE TOLD ME "I WONT GIVE YOU ANYTHING AS IT IS AGAINST MY
RELIGION" HE IS SUPPOSED TO DO HIS JOB AS UNPREDIGIENCED / UNBIASED
SO I ASKED SGT WEST IF I CAN GET MY RELIGIOUS STUFF THROUGH
AN APPROVED VENDOR. HE SAID YES I DO NOT SEE A PROBLEM WITH

THAT. SO I HAD MY AUNT CASSIE ORDER THROUGH THE APPROVED VENDOR. I NEVER RECEIVED THEM. SO I MADE A SHRINE (FOR MY PENTAGRAM) AND AN ALTAR AND I HAD MY AUNT MAIL ME A PRINT OUT OF A PART OF THE SATANIC BIBLE. AND ON ~~9/15/23~~ 9/15/23 THEY CONDUCTED A CELL SEARCH FEATURING SGT WEST AND DEPUTY GARCIA THEY DESECRATED MY SHRINE THREW AWAY MY PRINT OUT OF MY BIBLE AND THE PENTAGRAM AND TOLD ME TO STOP THIS ~~SAT~~ SATANIC SHIT AND FIND A REAL GOD. THE CHAPLIN THEN GAVE ME A WICCAN BIBLE STATING "THIS IS IT DONT CONTACT ME NO MORE" EVEN WENT SO FAR AS TO CALL ME ~~CRAZY~~ A CRAZY INMATE TO SGT WEST. A DENIAL OF A SATANIC BIBLE BURDENS MY ABILITY TO PRACTICE MY LUCIFARIAN RELIGION AS MY PRAYERS AND CHANTS ARE IN THERE. I DEMAND MY RIGHT TO PRACTICE

Claim 2: The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.): MY RELIGION LIKE EVERYONE ELSE.

Supporting Facts (Include all facts you consider important to Claim 2. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Claim 2.):

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I WOULD LIKE A DECLATORY AND INJUNCTION RELIEF
OF \$500,000

I declare under penalty of perjury that the foregoing is true and correct.

Date:

1/23/25

Signature of Plaintiff:

Anthony B.

CDCL#

BX13560